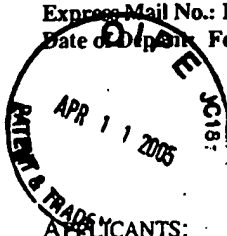


Express-Mail No.: EV328708225US
Date of Deposit: February 3, 2004

Attorney Docket No. 15966-675CIP2 (Cura 175CIP2)



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

APPLICANTS: Gerlach, et al.

SERIAL NUMBER: 09/970607

EXAMINER: Terry Alan McKelvey

FILING DATE: 10/03/2001

ART UNIT: 1636

FOR: NOVEL PROTEINS AND NUCLEIC ACIDS ENCODING SAME

Mail Stop Petition

Commissioner for Patents

P.O. Box 1450

Alexandria, VA 22313-1450

**PETITION AND AMENDMENT TO CORRECT INVENTORSHIP IN A NONPROVISIONAL
PATENT APPLICATION UNDER 37 C.F.R. §1.48(a) and (b).**

Dear Sir:

The prosecution of the above-identified nonprovisional application has resulted in the cancellation of claims so that fewer than all of the currently named inventors are the actual inventors of the invention being claimed in the instant application. Therefore, by rule 37 C.F.R. §1.48(b), Applicants submit this Amendment and Petition to correct inventorship by deleting the following name(s):

Ellerman, Karen E.;

Gerlach, Valerie L.;

Herrmann, John ;

MacDougall, John R.;

Rastelli, Luca ;

Shimkets, Richard A.;

Smithson, Glenna

please delete

Each of the above listed inventors' invention is no longer being claimed in the instant nonprovisional application.

In addition, by rule 37 C.F.R. §1.48(a), Applicants submit this Amendment and Petition to correct inventorship by adding the following name, which was not included on the application at the time of filing. This error is without deceptive intent, as he is included on the parent case, U.S.S.N. 09/783429, filed February 14, 2001. Please correct inventorship by adding the following name:

Applicants: Gerlach et al.
U.S.S.N. 09/970,607

Malyankar, Uriel M.

Applicant submits herewith the appropriate fees set forth in 37 C.F.R. §1.17(i). The Commissioner is hereby authorized to charge any additional fees that may be due, or to credit any overpayment, to the undersigned's account, Deposit Account No. 50-0311, Ref. No. 15966-675CIP2.

Should the Commissioner have any questions concerning this petition, he is invited to telephone the undersigned at the number provided.

Respectfully submitted,



Dated: February 3, 2004

Ivor R. Elrifi, Reg. No. 39,529
Cynthia A. Kozakiewicz, Reg. No. 42,764
Attorneys for Applicant
c/o MINTZ, LEVIN
Tel: (617) 542-6000
Fax: (617) 542-2241
Customer No. 30623

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